

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA) NOTICE OF MOTION TO
) SUPPRESS STATEMENTS
) AND EVIDENCE
v.)
) Docket No.1:21-CR-393 (TJM)
Christopher Pence)
)
 Defendant.)

Motion by: Defendant, Christopher Pence

Supporting Papers: Memorandum of Law in Support of Omnibus Motion

**Attorney Affirmation in Support of
Omnibus Motion**

Affidavit of Defendant in Support of
Omnibus Motion

Nature of Action:

Motion to: suppress all statements, evidence, and all other fruits obtained by the illegal October 27, 2021 custodial interrogation of Christopher Pence as that evidence and fruits, are the product of involuntary statements made in direct violation of *Miranda v. Arizona*, 384 U.S. 436 (1966), *Missouri v. Seibert*, and their progeny.

Relief Demanded:

Order Suppressing Statements, Evidence, and all other Fruits thereof.

Local Rule 12.1(c)

Time excluded pursuant to 18 U.S.C. Section 3161(h)(7)(A) and (h)(B)(iv) through January 26, 2023.

Dated: December 20, 2022

SCHILLINGER & ASSOCIATES, PLLC

By:


Eric K. Schillinger

Bar Roll No. 516083

Attorney for Defendant Christopher Pence
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To: United States District Court
U.S. District Court Judge
Honorable Thomas J. McAvoy
445 Broadway
Albany, New York 12207

United States Attorney's Office
Northern District of New York
Carla B. Freedman, Esq.
United States Attorney
445 Broadway
Albany, New York 12207

Certificate of Service

On December 20, 2022, I filed, using the NDNY CM/ECF case filing system the attached Notice of Motion, Memorandum of Law, Affidavit of Defendant, Exhibits, and Attorney Affirmation of Eric K. Schillinger, with the Court and delivered via CM/ECF same to the United States Attorney's Office, Carla B. Freedman, Esq., United State's Attorney for the Northern District of New York.


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